

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO**

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	
)	CRIM. NO. 1:23-cr-00748-KWR
vs.)	
)	
SOLOMON PEÑA,)	
)	
Defendant.)	

UNITED STATES' THIRD AMENDED¹ EXHIBIT LIST

The United States respectfully notifies the Court and counsel of its Third Amended Exhibit List for trial of this matter.²

		CV/CR: 23-cr-00748
Plaintiff's Attorneys:	Defendant's Attorneys:	United States District Court District of New Mexico
Patrick E. Cordova Jeremy Peña Ryan Crosswell	Nicholas T. Hart Carter B. Harrison IV	Trial Date(s): Starts 3/10/2025
Presiding Judge: Kea W. Riggs	Court Reporter:	Courtroom Deputy: C. Bevel

USA No.	Witness	Date Off.	Obj.	Adm.	DESCRIPTION OF EXHIBITS
001					Stipulation on Felony Status

¹ This list contains two additional exhibits (Exs. 165 and 166) that were not included on the list filed on February 3, 2025 (*see* Doc. 321). Copies will be provided to the Court and have been provided to Mr. Peña's counsel.

² Some exhibits are included for identification purposes only. Inclusion on this list is neither a representation regarding the exhibit's admissibility nor a pledge to move for or stipulate to the exhibit's admission. The United States respectfully requests to reserve the right to add certifications as necessary and to amend this list should additional exhibits be identified.

002				Map of Albuquerque
003				Map of "Rootbeer"
004				Map of Victim 1's Address
005				Map of Victim 2's Address
006				Map of Victim 3's Address
007				Map of Victim 4's Address
008				Photo of Victim 1's House
009				Photo of Victim 2's House
010				Photo of Victim 3's House
011				Photo of Victim 4's House
012				3 Recovered Casings from Victim 1's House
013				2 Recovered Projectiles from Victim 1's House
014				1 Recovered Casing from Victim 2's House
015				1 Recovered Projectile from Victim 2's House
016				3 Recovered Projectiles from Victim 3's House
017				8 Recovered Casings from Victim 4's House
018				1 Recovered Cartridge from Victim 4's House
019				1 Recovered Projectile from Victim 4's House
020				Glock 17 With Auto-Sear and 2 magazines
021				~110 9mm Cartridges
022				American Tactical model Omni Hybrid .300 Blackout
023				~17 .300 Blackout Cartridges
024				Peña v. Garcia Election Results Dated 11/08/2022
025				SP-Candidate 1 Texts (It is Rigged) Dated 11/8/2022
026				SP-EC Texts (This is Rigged) Dated 11/8/2022
027				Candidate 1 Election Results Dated 11/08/2022
028				SP-Candidate 1 Texts (They Will Break) Dated 11/09/2022
029				SP-EC Texts (Go Through Commissioners) Dated 11/09/2022
030				SP-EC Texts (Next Commissioner Meeting) Dated 11/09/2022
031				SP-EC Texts (Visit to Election Official 1's House) Dated 11/09/2022
032				Letter to Election Official 1 (Signed) Dated 11/09/2022
033				Visit to Election Official 1's House (From Peña Phone) Dated 11/09/2022
034				Visit to Election Official 1's House (From Nest Camera) Dated 11/09/2022
035				SP-EC Texts (Go Door-to-Door) Dated 11/10/2022

036				SP-EC Texts (Visit to Victim 3's House) Dated 11/10/2022
037				SP-EC Texts (Headed to Victim 1's House) Dated 11/10/2022
038				SP-EC Texts (Visit to Victim 1's House) Dated 11/10/2022
039				SP-Jose Texts (Come to Condo) Dated 11/10/2022
040				Visit to Victim 3's Former Residence Dated 11/10/2022
041				Visit to Victim 1's (From Peña's phone) Dated 11/10/2022
042				SP-DM Texts (Stop Certification) Dated 11/11/2022
043				SP- DM Texts (I've Met with Commissioners) Dated 11/11/2022
044				SP-Candidate 1 Texts (War Room) Dated 11/11/2022
045				Nissan Maxima Registration Dated 11/11/2022
046				SP-Jose Texts (Victim 1's Address) Dated 11/12/2022
047				Peña Phone – Victim 1's & Victim 3's Addresses Bookmarked Dated 11/12/2022
048				SP-Candidate 1 Texts (Press the Attack) Dated 11/13/2022
049				Directions to Victim 1's House (Jose Phone) Dated 11/13/2022
050				Peña Tweet re Not Conceding Race Dated 11/15/2022
051				SP-EC Texts (Potential Certification Disruptions) Dated 11/17/2022
052				SP-Election Official 1's Texts (Delay Certification) Dated 11/18/2022
053				Jose-Demetrio Texts (Victim 1's Address) Dated 11/19/2022
054				SP-Jose Texts (Photo from Book) Dated 11/20/2022
055				SP-Jose Texts (They Just Certified) Dated 11/21/2022
056				SP-EC Texts (They Certified It) Dated 11/21/2022
057				Bernalillo County Board of Canvass Agenda w/ Election Results Dated 11/21/2022
058				Bernalillo County Board of Canvass Minutes Dated 11/21/2022

059				SP-Coconspirator 3 Texts (Victim 1's Address) Dated 11/28/2022
060				State Canvassing Board Certification Dated 11/29/2022
061				SP-Negative E. Texts (Explaining the Oligarch Takeover) Dated 11/30/2022
062				SP-Coconspirator 4 Texts (Got My Guy) Dated 12/02/2022
063				SP-Candidate 1 Texts (Rigged Election) Dated 12/03/2022
064				SP-Candidate 1 Texts (We Have to Act) Dated 12/04/2022
065				SP-Coconspirator 3 Texts (Rootbeer) Dated 12/04/2022
066				SP-Coconspirator 4 Texts (Chopped Liver) Dated 12/04/2022
067				Victim 1 911 Call Dated 12/04/2022
068				Photos of Damage to Victim 1's Residence Dated 12/04/2022
069				R. R.'s 911 Call re Victim 1's Shooting Dated 12/04/2022
070				ShotSpotter (Victim 1 Shooting) Dated 12/04/2022
70a				ShotSpotter (Victim 1 Shooting) Dated 12/04/2022 Audio
071				Peña Phone – Victim 2's Address Bookmarked Dated 12/06/2022
072				SP-Coconspirator 3 Texts (Ultimate Collapse) Dated 12/07/2022
073				SP-Coconspirator 3 Texts (Ski Mask) Dated 12/07/2022
074				SP-Demetrio Texts (Victim 2's Address) Dated 12/08/2022
075				SP-Demetrio Texts (Rootbeer) Dated 12/08/2022
076				SP-Demetrio Texts (Victim 3's Address) Dated 12/08/2022
077				J. P. 911 Call re Victim 2 Shooting Dated 12/08/2022
078				Coconspirator 1 Phone Location Dated 12/08/2022
079				Video of Victim 2 Shooting Dated 12/08/2022
080				SP-RM Texts (Package) Dated 12/10/2022
081				SP-RM Texts (Package Still There) Dated 12/11/2022
082				SP-Negative E. Texts (Surveilling State Reps) Dated 12/11/2022

083				Peña Calorie Counter Dated 12/11/2022
084				ShotSpotter (Victim 3 Shooting) Dated 12/11/2022
084a				ShotSpotter (Victim 3 Shooting) Dated 12/11/2022 Audio from 120468 Sensor 3126 (243 m)
084b				ShotSpotter (Victim 3 Shooting) Dated 12/11/2022 Audio from 120469 Sensor 3125 (556 m)
084c				ShotSpotter (Victim 3 Shooting) Dated 12/11/2022 Audio from 120470 Sensor 3126 (300 m)
085				SP-Jose Texts (We Have Work to Do) Dated 12/12/2022
086				Photos of Damage to Victim 3's House Dated 12/16/2022
087				SP-Demetrio Texts (In Red Truck) Dated 12/22/2022
088				SP-Pablo M. Texts (Burning Stuff) Dated 12/23/2022
089				SP-Jose Texts (Going out to Study) Dated 12/24/2022
090				SP-Jose Texts (Arrested Because Car) Dated 12/30/2022
091				SP-Negative E. Texts (One of Our Soldiers) Dated 12/31/2022
092				SP-Jose Texts (Photo of Guns) Dated 12/31/2022
093				SP-Jose Texts (Collecting Intel) Dated 12/31/2022
094				SP-Jose Texts (In Car Together) Dated 01/01/2023
095				SP-Jose Texts (Keep Car for Night) Dated 01/01/2023
096				SP-Jose Texts (Declaration of Independence) Dated 01/02/2023
097				SP-Jose Texts (Keep Car Another Night) Dated 01/02/2023
098				SP-Jose Texts (Rootbeer) Dated 01/02/2023
099				Peña Phone - Search for Victim 4 Dated 01/02/2023
100				SP-AB Texts (I Had to Meet One of My Konnectas) Dated 01/03/2023
101				SP- AB Texts (Car Was Impounded) Dated 01/03/2023
102				SP- Demetrio Texts (Please Phone Me) Dated 01/03/2023

103				Body Cam of Casing Collection Dated 01/03/2023
104				Victim 4 911 Call Dated 01/03/2023
105				Peña Phone - Search for MDC Inmates Dated 01/03/2023
106				Peña Phone - Search for Trafficking Statute Dated 01/03/2023
107				Photos of Victim 4's House with Bullet Holes Dated 01/03/2023
108				ShotSpotter (Victim 4 Shooting) Dated 01/03/2023
108a				ShotSpotter (Victim 4 Shooting) Dated 01/03/2023 Audio from Sensor 5103 (218 m)
109				Video of Truck 2 Dated 01/03/2023
110				Video of Truck Dated 01/03/2023
111				SP-Demetrio Texts (Just Got My Car) Dated 01/05/2023
112				SP-Demetrio Texts (Can You Put 200 Up Front for the Next) Dated 01/05/2023
113				Interview of Witness 2
114				Peña Phone - Search for News Dated 01/06/2023
115				Peña Phone - Search for Miguel Garcia Address Dated 01/07/2023
116				Peña Phone - Search for NM Discovery Statute Dated 01/07/2023
117				SP-Coconspirator 3 Texts (Jose Needs a Lawyer) Dated 01/09/2023
118				Transcript of Interview 1 of Witness 1
119				Coconspirator 1-Demetrio Texts (Set My Son Up) Dated 01/17/2023
120				Transcript of Interview 2 of Witness 1
121				Transcript of Interview 3 of Witness 1
122				Stuart Report Dated 02/14/2023
123				Individual 1 Indictment
124				Moores Article Dated 06/14/2023
125				Transcript of Interview of Individual 1
126				Individual 2 Plea Agreement
127				Stuart CV Dated 11/09/2023
128				Witness 2 Kastigar
129				Witness 2 Addendum
130				Witness 2 Plea Agreement
131				Macmanus CV Dated 01/12/2024
132				Peña Jail Call (Oligarchs Committing Genocide) Dated 01/15/2024
133				CAST Report Dated 09/03/2024

134				Peña Jail Msg. (Present Day Oligarchs) Dated 01/20/2024
135				Peña Jail Msg. (Cold Civil War) Dated 01/24/2024
136				Witness 1 Plea Agreement
137				Peña Jail Msg. (Only See What Oligarchs Want) Dated 02/03/2024
138				Peña Jail Msg. (Election Will Be Rigged) Dated 02/08/2024
139				Peña Jail Msg. (Rigged Elections) Dated 02/08/2024
140				Peña Jail Msg. (NFL is Oligarch Stuff) Dated 02/11/2024
141				Machine Gun Test Fire Dated 02/12/2024
142				Peña Jail Msg. (Democrat Machine Might Kick Me Off Ballot) Dated 02/13/2024
143				Acee CV Dated 02/26/2024
144				Witness 1 Addendum
145				Individual 2 Kastigar
146				Photos of Glock w/ Switch
147				Photos of AR Rifle chambered in .300 Blackout
148				Election Officials Document
149				Phone number Key (Demonstrative)
150				Summary of Peña's housing
151				Timeline Exhibit (Demonstrative)
152				Photographs of Casings Examined by Jay Stuart
153				Photographs of Firearms Examined by Jay Stuart
154				Video of Glock Tested by Jay Stuart
155				ShotSpotter (Victim 2 Shooting) Dated 12/08/2022
155a				ShotSpotter (Victim 2 Shooting) Dated 12/08/2022 Audio from Sensor 3078
156				Photos of Nissan Maxima
157				SP- Demetrio Texts (ASAP) Dated 12/11/2022
158				Individual 1 Plea Addendum
159				Individual 1 Plea Agreement
160				Individual 2 Plea Addendum
161				SP Letter to Victim 1 Dated 11/10/2022
162				Jay Stuart Demonstrative
163				Swartz CV
164				Jesus Maestas Body Cam Video (BN: USDOJ-00001284) (Portion to be admitted: ~09:36 - ~11:49)
165				SP contact 1628
166				J. Swartz CAST Report

Respectfully submitted,

/s/ Patrick E. Cordova
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CERTIFICATE OF SERVICE

I hereby certify that on March 7, 2025, I filed the foregoing document electronically through the CM/ECF system, which caused the forgoing to be served on all counsel of record.

/s/ Patrick E. Cordova
Patrick E. Cordova
Assistant United States Attorney